

1 ORRICK, HERRINGTON & SUTCLIFFE LLP
KAREN G. JOHNSON-MCKEWAN (SBN 121570)
2 kjohnson-mckewan@orrick.com
ANNETTE L. HURST (SBN 148738)
3 ahurst@orrick.com
GABRIEL M. RAMSEY (SBN 209218)
4 gramsey@orrick.com
405 Howard Street, San Francisco, CA 94105
5 Tel: 1.415.773.5700 / Fax: 1.415.773.5759
PETER A. BICKS (*pro hac vice*)
6 pbicks@orrick.com
LISA T. SIMPSON (*pro hac vice*)
7 lsimpson@orrick.com
51 West 52nd Street, New York, NY 10019
8 Tel: 1.212.506.5000 / Fax: 1.212.506.5151

9 BOIES, SCHILLER & FLEXNER LLP
DAVID BOIES (*pro hac vice*)
10 dboies@bsflp.com
333 Main Street, Armonk, NY 10504
11 Tel: 1.914.749.8200 / Fax: 1.914.749.8300
STEVEN C. HOLTZMAN (SBN 144177)
12 sholtzman@bsflp.com
1999 Harrison St., Ste. 900, Oakland, CA 94612
13 Tel: 1.510.874.1000 / Fax: 1.510.874.1460

14 ORACLE CORPORATION
DORIAN DALEY (SBN 129049)
dorian.daley@oracle.com
15 DEBORAH K. MILLER (SBN 95527)
deborah.miller@oracle.com
16 MATTHEW M. SARBORARIA (SBN 211600)
matthew.sarboraria@oracle.com
17 RUCHIKA AGRAWAL (SBN 246058)
ruchika.agrawal@oracle.com
18 500 Oracle Parkway,
Redwood City, CA 94065
19 Tel: 650.506.5200 / Fax: 650.506.7117

20 *Attorneys for Plaintiff*
ORACLE AMERICA, INC.

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA
23 SAN FRANCISCO DIVISION

24 ORACLE AMERICA, INC.
25 Plaintiff,
26 v.
GOOGLE INC.
27 Defendant.

Case No. CV 10-03561 WHA
ORACLE'S RESPONSE RE ECF NO. 1573
Dept.: Courtroom 8, 19th Floor
Judge: Honorable William H. Alsup

1 Oracle shares the Court's respect for jurors and their privacy including the concern, as
 2 expressed in the Court's March 25, 2016 "Order Re Internet And Social Media Searches"
 3 ("Order") that "prospective jurors are likely to wonder whether Google will be mining the
 4 histories of Internet searches by the venire persons to determine their interests..." ECF No. 1573
 5 at 6. Oracle thus originally proposed limitations on Internet research that it believed were
 6 consistent with the law, admittedly in an area of the law that, as the Court points out, is emerging
 7 and developing. *Id.* at 7, 10.

8 Oracle consents to the Court's proposed ban on all juror research, including Internet and
 9 social media research and research using proprietary sources of information, on the venire or the
 10 empaneled jury until the trial is over. Regarding the Court's willingness to provide an
 11 enlargement of time for counsel to conduct extra voir dire themselves (Order at 5), Oracle
 12 respectfully requests at least one hour of attorney voir dire per side subject to enlargement for
 13 good cause. Oracle reserves its rights under Federal Rules of Civil Procedure 59, 60 and the
 14 Constitution in the very unlikely event that juror misconduct is discovered after trial.

15 Dated: March 31, 2016

KAREN G. JOHNSON-MCKEWAN
 ANNETTE L. HURST
 GABRIEL M. RAMSEY
 PETER A. BICKS
 LISA T. SIMPSON
 Orrick, Herrington & Sutcliffe LLP

16 By /s/ Peter A. Bicks

17 Attorneys for Plaintiff
 18 ORACLE AMERICA, INC.
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